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RESOLUTION NO. **65-88**

**RESOLUTION OF THE BOARD OF SUPERVISORS AUTHORIZING
THE CHAIRMAN TO SIGN AN AGREEMENT WITH HOWARD PRIBBENO**

WHEREAS, a petition requesting that the roads be paved within the Christmas Tree Circle County Road Improvement District has been filed pursuant A.R.S. Section 48-901 et seq; and

WHEREAS, on March 21, 1988, the Board of Supervisors adopted a Resolution and Order Establishing and Organizing Christmas Tree Circle County Road Improvement District; and

WHEREAS, at the hearing prior to the adoption of aforementioned resolution, the Board of Supervisors requested that the Developer of the Christmas Tree Circle County Road Improvement District, Mr. Howard Pribbeno, make known to prospective lot purchasers, the cost of the assessment for the road improvement; and

WHEREAS, the Developer agreed orally to the Board's request; and

WHEREAS, the Board of Supervisors and Howard Pribbeno now wish to formalize the Agreement made orally at the meeting on March 21, 1988; and

WHEREAS, an Agreement has been submitted to the Board of Supervisors for their review and is attached hereto as Exhibit A.

THEREFORE BE IT RESOLVED THAT:

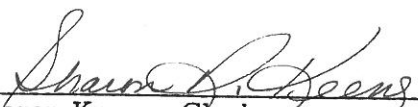
1. The Agreement with Howard Pribbeno, attached hereto as Exhibit A is hereby approved.
2. The Chairman of the Navajo County Board of Supervisors, is hereby authorized to sign said Agreement.

ADOPTED THIS 16th day of May, 1988

BOARD OF SUPERVISORS
NAVAJO COUNTY

Larry A. Layton
Acting Percy Deal, Chairman

ATTEST:


Sharon Keene, Clerk

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agreement file

**CHRISTMAS TREE CIRCLE COUNTY ROAD IMPROVEMENT DISTRICT
AGREEMENT
BETWEEN THE DEVELOPER AND NAVAJO COUNTY
FOR THE DISCLOSURE OF ASSESSMENTS WHEN LOT PRICES ARE QUOTED
TO PROSPECTIVE PURCHASERS**

This Agreement made and entered into this 16th day of May, 1988 by and between Howard Pribbeno, "the Developer", and Navajo County, "the County", acting through its Board of Supervisors.

WITNESSETH

WHEREAS, the Developer wishes to subdivide and develop approximately ⁷~~16~~ acres located in Pinetop Lakes Unit One, Recorded in book 10, page 47 of maps and plats; and

WHEREAS, this acreage is included within the boundaries of the Christmas Tree Circle County Road Improvement District; and

WHEREAS, the Christmas Tree Circle County Road Improvement District was formed pursuant to A.R.S. Section 48-901 et. seq.; and

WHEREAS, the Christmas Tree Circle County Road Improvement District was formed for the purpose of paving the streets within the District; and

WHEREAS, funding of the improvements is to be through assessments of individual properties; and

WHEREAS, the County Board of Supervisors has requested that the Developer disclose the individual assessments to prospective purchasers of property within Christmas Tree Circle County Road Improvement District whenever lot prices are quoted, either orally, or in writing.

THEREFORE, THE PARTIES HERETO HEREBY STIPULATE, COVENANT AND AGREE AS FOLLOWS:

That for the benefit of purchasers of lots within the Christmas Tree Circle County Road Improvement District, the Developer agrees to disclose the individual assessments for the road paving project known as Christmas Tree Circle County Road Improvement District for each lot whenever lot prices are quoted to prospective purchasers of the developer's property within the Christmas Tree Circle County Road Improvement District. If the lot price is quoted in writing, the amount of the assessment shall also be in writing. ~~If only an oral quotation is given of the~~

~~shall also be in writing.~~ If only an oral quotation is given of the lot price, the amount of the assessment shall also be given orally.

IN WITNESS WHEREOF:

The parties hereto have made and executed this Agreement the day and year first above written.

NAVAJO COUNTY BOARD OF SUPERVISORS

By: Larry A. Fryer
Acting Chairman

ATTEST

Sharon J. Lyons

DEVELOPER

By: Howard Pribbeno
Howard Pribbeno

ATTEST

STATE OF ARIZONA)
) ss
County of)

SUBSCRIBED AND SWORN to before me this ____ day of _____, 1988,
by HOWARD PRIBBENO, the Developer of Christmas Tree Circle County Road
Improvement District.

Notary Public

My Commission Expires:
